

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : Roger L. Poe et al.
Serial No. : 10/759,323
Filing Date : January 16, 2004
Title : VENTURI CLUSTER AND BURNERS AND
METHODS EMPLOYING SUCH CLUSTER
Examiner : Josiah C. Cocks
Group Art Unit : 3749
Confirmation No. : 8368
Atty. Docket No. : 506419-0071

TERMINAL DISCLAIMER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

John Zink Company, LLC, the owner of 100% percent interest in the above-identified application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,729,874. The owner hereby further agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and said prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: 7-14-2005
Signature: *Hannah A. Kelly*

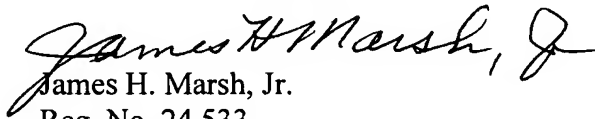
The director is hereby authorized to charge any additional amount required by the filing of the foregoing communication or credit any overpayment, to Deposit Account No. 19-4409

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration dates of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of said prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found to be invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory terms as presently shortened by any terminal disclaimer.

This firm's check in the amount of the applicable fee of \$130.00 for a terminal disclaimer pursuant to 37 C.F.R. §1.20(d) is attached.

The undersigned is an attorney of record.

Respectfully submitted,

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